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Paper 9

CHERYL GOLDMAN 401 COURT NORTH DRIVE MELVILLE NY 11747

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AUG 1 0 2007

In re Patent No. 6,524,199 Issue Date: February 25, 2003

Application No. 09/768,600 Filed: January 25, 2001

Title of Invention: SYSTEM FOR LOCATING A

GOLF BALL

OFFICE OF PETITIONS

ON PETITION

This decision is in response to the petition filed July 23, 2007 under 37 CFR 1.378(c) to accept and record a maintenance fee for the above-identified patent.

## The petition is **DISMISSED**.

If reconsideration of this decision is desired, a petition for reconsideration under 37 CFR 1.378(e) must be filed within TWO (2) MONTHS from the mail date of this decision. No extension of this two-month time limit can be granted under 37 CFR 1.136(a) or (b). This is **not** final agency action within the meaning of 5 U.S.C. § 704.

A petition to accept the unintentionally delayed payment of a maintenance fee under 35 U.S.C. § 41(c) and 37 CFR 1.378(c) must be accompanied by: (1) a statement that the delay was unintentional; (2) payment of the appropriate maintenance fee, unless previously submitted; (3) payment of the surcharge set forth in 37 CFR 1.20(i)(2). This petition lacks item (3) above.

The fees dues are incorrectly stated in the petition and thus are deficient. Petitioner has submitted a check in the amount of \$2040.00 in payment of the first maintenance fee and the surcharge. The maintenance fee at this writing is set at \$450.00 and the surcharge for an unintentional delay, due after the expiration, pursuant to 37 CFR 1.20(i)(2) is \$1640.00.

A petition for reconsideration of this decision must be accompanied by the petition fee of \$400 as set forth in 37 CFR 1.17(h). The petition for reconsideration must include the lacking item(s) noted below, since, after a decision on the petition for reconsideration, no further reconsideration or review of the matter will be undertaken by the Commissioner.

Additionally, all fees are subject to change and petitioner should check the correct fees prior to filing a request for reconsideration.

Further correspondence with respect to this matter should be addressed as follows:

By Mail:

Mail Stop PETITION

Commissioner for Patents

Post Office Box 1450

Alexandria, VA 22313-1450

The centralized facsimile number is (571) 273-8300.

Telephone inquiries concerning this matter may be directed to the undersigned

Petitions Attorney at (571) 272-3212.

Patricia Faison-Ball

Senior Petitions Attorney

Office of Petitions